

IN THE SUPREME COURT OF THE STATE OF DELAWARE

PAUL A. PASSWATERS,	§	
	§	No. 187, 2011
Defendant Below,	§	
Appellant,	§	Court Below—Superior Court
	§	of the State of Delaware, in and
v.	§	for Kent County
	§	
STATE OF DELAWARE,	§	
	§	
Plaintiff Below,	§	Cr. ID No. 0805038150
Appellee.	§	

Submitted: June 28, 2011

Decided: July 5, 2011

ORDER

This 5th day of July 2011, the Court has considered the notice to show cause issued to the appellant, Paul A. Passwaters, on June 14, 2011, for his failure to file the opening brief and appendix that were due to be filed by May 31, 2011. The appellant has not responded to the notice to show cause and has not filed the opening brief and appendix. The appellant's failure to respond to the notice to show cause is deemed to be his consent to the dismissal of this appeal.

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rules 3(b)(2) and 29(b), that the appeal is DISMISSED.

BY THE COURT:

/s/ Jack B. Jacobs

Justice